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Group 2700

Geoff L. Sutcliffe
Kilpatrick Stockton LLP
1100 Peachtree Street
Suite 2800
Atlanta, Georgia 30309-4530

Paper No. 9

<i>In re</i> Application of) DECISION ON PETITION
Charles R. Bobo, II) TO WITHDRAW HOLDING
Application Serial No. 09/186,595) OF ABANDONMENT
Filed: November 5, 1998	j
For: SYSTEMS AND METHODS FOR	j j
STORING, DELIVERING, AND)
MANAGING MESSAGES	Ś

This is a decision on the petition filed May 9, 2000, and supplemented by way of facsimile on June 7, 2000 requesting the withdrawal of the holding of abandonment of the above-identified application.

The application became abandoned, as indicated in the Notice of Abandonment of March 31, 2000, for an apparent failure to timely file new formal drawings as required by the Notice of Allowability of December 21, 1998. Particularly, it was indicated in the Notice of Abandonment that no new proposed formal drawings had been received to cure defects recognized by the Draftsperson in Form PTO-948, attached to the Notice of Allowability.

Petitioner asserts that the Notice of Allowability did *not* indicate that any additional action was required by the Applicant beyond payment of the Issue Fee, such as the submission of new formal drawings. As supplemented on June 7, 2000 the petition provides evidence by way of a copy of the Notice of Allowability received by applicant. The copy of the Notice of Allowability makes no indication that new formal drawings were required and does not indicate an attached Draftsperson's Patent Drawing Review, Form PTO-948. There is an apparent inconsistency between the Notice of Allowability of record in the file and that of the copy submitted by petitioner on June 7, 2000. Applicant has since filed another set of formal drawings on May 12, 2000.

In view of the above circumstances, and the inconsistencies between applicant's record and the present Office record, the Notice of Abandonment mailed March 31, 2000 is hereby vacated.

The petition is **GRANTED**.

The application file is being forwarded to the Technical Support Staff for entry of the formal drawings filed May 12, 2000. From there the application file will be forwarded to the examiner for consideration of the Information Disclosure Statement filed February 8, 1999 in accordance with 37 C.F.R. §§ 1.97, and 1.98, and take appropriate action.

John Love, Director

Technology Center 2700

Communications and Information Processing